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21 UNITED STATES DISTRICT COURT

22 FOR THE CENTRAL DISTRICT OF CALIFORNIA

23 SOUTHERN DIVISION

24 UNITED STATES OF AMERICA,) NO. SACV 13-1562 JVS (ANx)
25 Plaintiff,)
26 vs.) CONSENT JUDGMENT OF FORFEITURE
27 \$61,732.93 SEIZED FROM EAST)
28 WEST BANK ACCOUNT NUMBER)
XXX3383, \$15,371.87 SEIZED FROM)
EAST WEST BANK ACCOUNT NUMBER)
XXXX0506, AND \$13,051.59 SEIZED)
FROM EAST WEST BANK ACCOUNT)
NUMBER XXXX9490,)
Defendants.)
NORTH PARK PLAZA, LLC AND FAR)
ENTERPRISE, INC.,)
Claimants.)

1 Plaintiff and Claimants North Park Plaza, LLC and FAR
2 Enterprise, Inc. ("Claimants") have made a stipulated request
3 for the entry of this Consent Judgment, resolving this action in
4 its entirety. The defendant bank funds were seized from
5 Claimants, and they assert an interest in the defendant bank
6 funds and have filed claims in this case and have answered the
7 complaint. No other claims or answers were filed, and the time
8 for filing claims and answers has expired. No other person is
9 believed to have any claim to the defendant bank funds.

10 The Court, having considered the stipulation of the
11 parties, and good cause appearing therefor, **HEREBY ORDERS**
12 **ADJUDGES AND DECREES:**

13 1. The government has given and published notice of this
14 action as required by law, including Rule G of the Supplemental
15 Rules for Admiralty or Maritime Claims and Asset Forfeiture
16 Actions, Federal Rules of Civil Procedure, and the Local Rules
17 of this Court. Claimants have filed claims and answers to
18 contest the forfeiture of the defendant bank funds. No other
19 claims were filed, and the time for filing claims and answers
20 has expired. This Court has jurisdiction over the parties to
21 this judgment and the defendant bank funds. Any potential
22 claimants to the defendant bank funds other than Claimants are
23 deemed to have admitted the allegations of the complaint with
24 respect to the defendant bank funds.

25 2. \$30,866.46 of the defendant bank funds, without
26 interest, shall be returned to Claimant FAR Enterprise, Inc.
27 through its counsel. The United States shall return the
28 defendant \$30,866.46 not later than 45 days after (a) the court

1 enters this Consent Judgment and (b) Claimants provide to the
2 government the bank routing and personal identifiers needed to
3 effect a wire transfer of the funds, whichever is later.

4 3. The government shall have judgment against the
5 interests of Claimants (and any potential claimants) as to the
6 remainder of the defendant bank funds, \$59,289.92, which asset
7 is hereby forfeited and condemned to the United States, and no
8 other right, title or interest shall exist therein. The
9 government shall dispose of the forfeited bank funds according
10 to law.

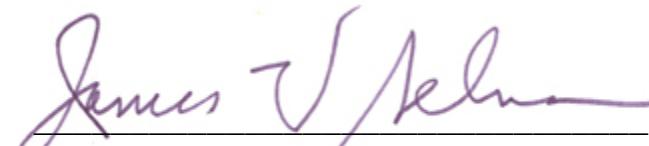
11 4. Claimants have agreed to release the United States of
12 America, its agencies, agents, and officers, including employees
13 and agents of the Internal Revenue Service ("IRS"), as well as
14 all agents, officers, employees and representatives of any state
15 or local government or law enforcement agency involved in the
16 investigation or prosecution of this matter, from any and all
17 claims, actions or liabilities arising out of or related to the
18 seizure and retention of the defendant bank funds and/or the
19 commencement of this civil forfeiture action, including, without
20 limitation, any claim for attorneys' fees, costs or interest
21 which may be asserted on behalf of Claimants against the United
22 States, whether pursuant to 28 U.S.C. § 2465 or otherwise.

23 5. The court finds that there was reasonable cause for the
24 seizure of the defendant bank funds and the institution of this
25 action as to the defendant bank funds. This judgment
26 constitutes a certificate of reasonable cause pursuant to 28
27 U.S.C. § 2465 as to the defendant bank funds.

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1 6. Each of the parties shall bear its own fees and costs
2 in connection with the seizure, retention and return of the
3 defendant bank funds.

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6 DATED: August 05, 2014


7 THE HONORABLE JAMES V. SELNA
8 UNITED STATES DISTRICT JUDGE

9 Prepared by:

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